

REMARKS

Claims 1, 10, 11, and 15-38 are currently pending in the present application, with Claims 1, 10, and 15 being amended, and dependent Claims 2-6 and 12-14 being rewritten into new Claims 31-38. Reexamination and reconsideration of the patents, as amended, are respectfully requested.

The Examiner objected to Claims 2-6 and 12-14 for reasons of informalities. Applicants have renumbered the claims to Claims 31-38 and respectfully submit the amended claims comply with all formal requirements.

The Examiner rejected Claims 1, 10, 11, 15, 21/1, 21/10, 21/15, 22/10, and 22/15 under 35 U.S.C. 102(b) as being anticipated by Ladner. This rejection is respectfully traversed with respect to the amended claims.

The present invention as claimed in independent Claims 1, 10, and 15 are directed to software for use within a mobile communication device, such as a cell phone or a PDA, that allows a user to record position information of the mobile communication device, and display, on the display of the mobile communication device, the device's historical position information in association with timing data. Applicants have amended Claims 1, 10, and 15 to further clarify this particular aspect of the invention claimed in those claims. At the same time, in accordance with the embodiments claimed in Claims 1, 10, and 15, communication activities, such as calls or text messages received or sent, are recorded in the memory of the mobile communication device, wherein the communication activities are recorded along with the timing of the communication activity.

Ladner, on the other hand, is directed to a dispatch/monitoring system for monitoring a fleet of vehicles, such as delivery trucks. As shown in Fig. 7 of Ladner, a systems operator (e.g., a dispatcher) may have access to an operating software of the disclosed system, which provides on the

operator's computer screen a map indicating the positions of each of the trucks on a given fleet, wherein the bottom of the screen also displays messages sent by the drivers of the vehicles, each message associated with a date and time of when the message was received, along with text descriptions of vehicle locations from which the drivers sent the messages. In short, Ladner simply discloses a fleet tracking system having two-way interactive communication facilities.

Ladner does not contain any disclosure or suggestion of a software for use on a mobile communication device that causes the device to, among other things, displaying on the display of the mobile communication device a graphical map, and position information of the mobile communication device on the graphical map. Rather, Ladner is directed to an integrated system that requires cooperation between location units in a vehicles and a dispatching station at a central location. The system disclosed in Ladner simply does not teach or suggest an integrated mobile communication device for displaying position information as well as facilitating various forms of communications while recording the communication activities. Accordingly, Applicants respectfully submit that Claims 1, 10, 11, 15, 21/1, 21/10, 21/15, 22/10, and 22/15 are not anticipated by, nor obvious in view of, Ladner.

The Examiner rejected Claim 16 under 35 U.S.C. 103(a) as being unpatentable over Ladner. This rejection is respectfully traversed.

Claims 16 is dependent from Claim 15. As discussed above, Applicants submit that Ladner does not anticipate, or make obvious, Claim 15 of the present application. Accordingly, it follows that Claim 16 is also patentable over Ladner.

Applicants acknowledge and appreciate the Examiner's indication of allowance of Claims 17-20, 21/17, and 22/17. Applicants have added new method and apparatus Claims 23-30 corresponding to allowed Claims 17-20, and respectfully submit that the newly added claims are

also in condition for allowance as are Claims 17-20. Applicants note that the aforementioned remarks were directed only to Claims 1, 10, and 15, and were not meant to address the invention claimed in the allowed claims.

In view of the above, Applicants respectfully submit that all of the pending claims are in immediate condition for allowance. If the Examiner believes it would further advance the prosecution of the present application, the Examiner is invited to contact the undersigned attorney of record with any questions the Examiner may have regarding this communication.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. 513162000600. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

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Respectfully submitted,

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